




MINERALS PROGRAM INSPECTION REPORT
PHONE: (303) 866-3567

The Division of Reclamation, Mining and Safety has conducted an inspection of the mining operation noted below. This report documents observations concerning compliance with the terms of the permit and applicable rules and regulations of the Mined Land Reclamation Board.

MINE NAME: Boyer Pit	MINE/PROSPECTING ID#: M-2002-122	MINERAL: Sand and gravel	COUNTY: Custer
INSPECTION TYPE: Monitoring	WEATHER: Windy	INSP. DATE: November 9, 2022	INSP. TIME: 11:30
OPERATOR: Seifert Construction dba Seifert Enterprises, I	OPERATOR REPRESENTATIVE: Eric Seifert	TYPE OF OPERATION: 112c - Construction Regular Operation	

REASON FOR INSPECTION: Normal I&E Program	BOND CALCULATION TYPE:	BOND AMOUNT: \$35,600.00
DATE OF COMPLAINT: NA	POST INSP. CONTACTS: None	JOINT INSP. AGENCY: None
INSPECTOR(S): Eric Scott	INSPECTOR'S SIGNATURE: 	SIGNATURE DATE: November 10, 2022

The following inspection topics were identified as having Problems or Possible Violations. OPERATORS SHOULD READ THE FOLLOWING PAGES CAREFULLY IN ORDER TO ASSURE COMPLIANCE WITH THE TERMS OF THE PERMIT AND APPLICABLE RULES AND REGULATIONS. If a Possible Violation is indicated, you will be notified under separate cover as to when the Mined Land Reclamation Board will consider possible enforcement action.

INSPECTION TOPIC: Gen. Compliance With Mine Plan

PROBLEM/POSSIBLE VIOLATION: Problem: The current mine plan needs to be updated and clarified pursuant to C.R.S. 34-32.5-112 (1)(c)(VI). The operator must provide sufficient information to describe or identify how the operator intends to conduct the operation. Specifically, the current maximum disturbed acreage for this permit is set at 13 acres, however, based on aerial photography it appears that approximately 35 acres have been affected at this time.

CORRECTIVE ACTIONS: The operator shall submit a Technical Revision, with the required \$216 revision fee, to update and clarify the current approved mine plan to reflect existing and proposed activities by the corrective action date.

CORRECTIVE ACTION DUE DATE: 1/31/23

INSPECTION TOPIC: Signs & Markers

PROBLEM/POSSIBLE VIOLATION: Problem: The affected area boundary markers are missing or incorrectly placed. This is a problem for failure to maintain boundary markers around the affected area as required by Section 3.1.12(2) of the rule.

CORRECTIVE ACTIONS: The operator shall conduct a survey and replace the boundary markers in the correct location(s). The operator shall provide proof to the Division (photos, and GPS coordinates of corner marker locations) that this has been done by the corrective action date.

CORRECTIVE ACTION DUE DATE: 1/31/23

OBSERVATIONS

This was a routine monitoring inspection conducted by Eric Scott of the Division of Reclamation Mining and Safety (DRMS) of the Boyer Pit, a 140 acre, 112c permit operated by Seifert Construction. Permittee representative Eric Seifert accompanied DRMS during the inspection. The Boyer pit entrance/access road is located approximately 12 miles south of Westcliff just west of Hwy 69 on CR 105. The site was not active at the time of this inspection.

As stated on the first page of this report the currently approved maximum affected acreage for this permit is 13 acres. Based on this inspection and a review of available aerial photography, approximately 35 acres of the permit have been affected to date. This will require the submittal of a Technical Revision to the mining plan to increase the maximum affected area for this permit, and likely an adjustment of the required financial warranty, which is currently set at \$35,600. This Technical Revision should be submitted to DRMS no later than the corrective action due date specified of 1/31/23.

Although the site identification sign was present (photo 1), no permit boundary markers were observed in the field at the time of this inspection. As specified on the first page of this report, operator will need to conduct a survey and replace the boundary markers in the correct location(s), and provide proof to the Division (photos, and GPS coordinates of corner marker locations) that this has been done by the corrective action date specified of 1/31/23.

Weed control efforts (specifically Scotch Thistle control) will need to be maintained at the site, however, no problems or issues were noted. The attached photos 2-4 show the general condition of the affected area at the time of this inspection.

The permittee noted that this entire permit area was now owned by the Navajo Nation, and provided DRMS with a current lease agreement to demonstrate legal right of entry to conduct mining and reclamation. DRMS will add this lease document to the site file.

Inspection Contact Address

Eric Seifert
Seifert Construction dba Seifert Enterprises, LLC
198 Range View Loop
Westcliffe, CO 81252

PHOTOGRAPHS



Photo 1 – Site identification sign located adjacent to CR 105



Photos 2 – 5 Currently active area of site - looking from north to south and scanning SE to SW



Photo 3



Photo 4



Photo 5

GENERAL INSPECTION TOPICS

The following list identifies the environmental and permit parameters inspected and gives a categorical evaluation of each

(AR) RECORDS----- <u>Y</u>	(FN) FINANCIAL WARRANTY----- <u>Y</u>	(RD) ROADS----- <u>NA</u>
(HB) HYDROLOGIC BALANCE----- <u>Y</u>	(BG) BACKFILL & GRADING----- <u>Y</u>	(EX) EXPLOSIVES----- <u>NA</u>
(PW) PROCESSING WASTE/TAILING---- <u>NA</u>	(SF) PROCESSING FACILITIES----- <u>NA</u>	(TS) TOPSOIL----- <u>NA</u>
(MP) GENL MINE PLAN COMPLIANCE- <u>PB</u>	(FW) FISH & WILDLIFE----- <u>NA</u>	(RV) REVEGETATION---- <u>NA</u>
(SM) SIGNS AND MARKERS----- <u>PB</u>	(SP) STORM WATER MGT PLAN---- <u>NA</u>	(RS) RECL PLAN/COMP-- <u>NA</u>
(ES) OVERBURDEN/DEV. WASTE----- <u>NA</u>	(SC) EROSION/SEDIMENTATION--- <u>NA</u>	(ST) STIPULATIONS----- <u>NA</u>
(AT) ACID OR TOXIC MATERIALS----- <u>NA</u>	(OD) OFF-SITE DAMAGE----- <u>NA</u>	

Y = Inspected / N = Not inspected / NA = Not applicable to this operation / PB = Problem cited / PV = Possible violation cited